

State of Utah
Administrative Rule Analysis

NOTICE OF PROPOSED RULE

The agency identified below in box 1 provides notice of proposed rule change pursuant to *Utah Code* Sections 63-46a-4. Please address questions regarding information on this notice to the agency. The full text of all rule filings is published in the *Utah State Bulletin* unless excluded because of space constraints. The full text of all rule filings may also be inspected at the Division of Administrative Rules.

DAR file no:		Date filed:	
Utah Admin. Code ref. (R no.):	R156-40a	Time filed:	
Changed to Admin. Code Ref. (R no.):			

1.	Agency:	Commerce/Division of Occupational and Professional Licensing		
	Room no.:			
	Building:	Heber M. Wells Building		
	Street address 1:	160 East 300 South		
	Street address 2:			
	City, state, zip:	Salt Lake City UT 84111-2316		
	Mailing address 1:	PO Box 146741		
	Mailing address 2:			
	City, state, zip:	Salt Lake City UT 84114-6741		
	Contact person(s):			
	Name:	Phone:	Fax:	E-mail:
	Noel Taxin	801-530-6621	801-530-6511	ntaxin@utah.gov

(Interested persons may inspect this filing at the above address or at DAR between 8:00 a.m. and 5:00 p.m. on business days.)

2.	Title of rule or section (catchline):
	Athletic Trainer Licensing Act Rule
3.	Type of notice: New XX; Amendment ____; Repeal ____; Repeal and Reenact ____
4.	Purpose of the rule or reason for the change: The Division and the Athletic Trainer Licensing Board are proposing this new rule to implement the Athletic Trainer Licensing Act, Title 58, Chapter 40a, that was enacted during the 2006 General Session of the Legislature in HB 74.
5.	This change is a response to comments from the Administrative Rules Review Committee. Yes ____; No XX
6.	Summary of the rule change: This new rule provides the following: title, authority/purpose, organization/relationship to Rule R156-1, qualifications for licensure - athletic training curriculum requirement defined and renewal cycle/procedures.
7.	Aggregate anticipated cost or savings to:
	A) State budget: The newly established rule will need to be printed and distributed to interested parties at an estimated cost of \$75 which can be absorbed within the Division's current budget.

	B) Local government:	
	No fiscal impact on local governments is anticipated because local governments are not required to seek licensure as an athletic trainer.	
	C) Other persons:	
	Individuals who seek licensure as an athletic trainer will incur the cost of required education, certification examination and licensure fees (initial application and renewal) as was addressed in the fiscal note the Division completed for H.B. 74. No additional costs will be incurred as a result of adoption of this proposed rule. For individuals who seek licensure as an athletic trainer, the following Division fees will apply: initial application fee is \$70 and the renewal fee is \$47 every two years. The Division is unable to determine an aggregate amount due to the fact that the Division does not know how many persons will apply for licensure as an athletic trainer.	
8.	Compliance costs for affected persons ("person" means any individual, partnership, corporation, association, governmental entity, or public or private organization or any character other than an agency):	
	For individuals who seek licensure as an athletic trainer, the following Division fees will apply: initial application fee is \$70 and the renewal fee is \$47 every two years.	
9.	Comments by the department head on the fiscal impact the rule may have on businesses:	
	This rule filing implements the Athletic Trainer Licensing Act (ATLA), Utah Code Ann., Section 58-40a-101 et seq. No fiscal impact to businesses is anticipated beyond those previously addressed upon passage of the ATLA during the 2006 Legislative Session. Francine A. Giani, Executive Director	
10.	This rule change is authorized or mandated by state law, and implements or interprets the following state and federal laws. State code or constitution citations (required):	
	Section 58-40a-101 and Subsections 58-1-106(1)(a) and 58-1-202(1)(a)	
11.	This rule adds, updates, or otherwise changes the following titles of materials incorporated by references (a copy of materials incorporated by reference must be submitted to DAR; if none, leave blank):	
	Adds the "Standards for the Accreditation of Entry-Level Athletic Training Education Programs", dated June 8, 2006, published by the Commission on Accreditation of Athletic Training Education (CAATE).	
12.	The public may submit written or oral comments to the agency identified in box 1. (The public may also request a hearing by submitting a written request to the agency. The agency is required to hold a hearing if it receives requests from ten interested persons or from an association having not fewer than ten members. Additionally, the request must be received by the agency not more than 15 days after the publication of this rule in the <i>Utah State Bulletin</i> . See Section 63-46a-5 and Rule R15-1 for more information.)	
	A) Comments will be accepted until 5:00 p.m. on (mm/dd/yyyy):	02/14/2007
	B) A public hearing (optional) will be held:	
	on (mm/dd/yyyy):	at (time):
	01/23/2007	9:00 am
		At (place):
		160 East 300 South - Conference Room 402 (4th floor) - Salt Lake City, Utah
13.	This rule change may become effective on (mm/dd/yyyy):	02/22/2007
	NOTE: The date above is the date on which this rule MAY become effective. It is <i>NOT</i> the effective date. After the date designated in Box 12(A) above, the agency <i>must</i> submit a Notice of Effective Date to the Division of Administrative Rules to make this rule effective. Failure to submit a Notice of Effective Date will result in this rule lapsing and will require the agency to start the rulemaking process over.	
14.	Indexing information -- keywords (maximum of four, in lower case, except for acronyms (e.g., "NASA") or proper nouns (e.g., "Medicaid")):	

	licensing	occupational licensing	
	athletic trainer		
15.	Attach an RTF document containing the text of this rule change (filename):		R156-40a.pro
To the agency: Information requested on this form is required by Sections 63-46a-4, 5, 6, and 10. Incomplete forms will be returned to the agency for completion, possibly delaying publication in the <i>Utah State Bulletin</i> , and delaying the first possible effective date.			
AGENCY AUTHORIZATION			
Agency head or designee, and title:		J. Craig Jackson, Director	Date (mm/dd/yyyy): 12/18/2006

ProposedRule.doc 9/26/2003

R156. Commerce, Occupational and Professional Licensing.

R156-40a. Athletic Trainer Licensing Act Rule.

R156-40a-101. Title.

This rule is known as the Athletic Trainer Licensing Act Rule.

R156-40a-104. Authority - Purpose.

This rule is adopted by the division under the authority of Subsection 58-1-106(1)(a) to enable the division to administer Title 58, Chapter 40a.

R156-40a-105. Organization - Relationship to Rule R156-1.

The organization of this rule and its relationship to Rule R156-1 is as described in Section R156-1-107.

R156-40a-302a. Qualifications for Licensure.

In accordance with Subsection 58-40a-302(1), the "athletic training curriculum requirement" shall be the curriculum program standard for accreditation set forth in the Standards for the Accreditation of Entry-Level Athletic Training Education Programs, revised June 8, 2006, published by the Commission on Accreditation of Athletic Training Education (CAATE), which is hereby adopted and incorporated by reference.

R156-40a-304. Renewal Cycle - Procedures.

(1) In accordance with Subsection 58-1-308(1), the renewal date for the two-year renewal cycle applicable to licensees under Title 58, Chapter 40a is established by rule in Subsection R156-1-308a(1).

(2) Renewal procedures shall be in accordance with Section R156-1-308c.

KEY: licensing, occupational licensing, athletic trainer

Date of Enactment or Last Substantive Amendment: 2007

Authorizing, and Implemented or Interpreted Law: 58-40a-101, 58-1-106(1)(a), 58-1-202(1)(a)